

08-24-2004

U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office



102819713

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):

Canadian Imperial Bank of Commerce

- ☐ Individual(s) ☐ Association  
☐ General Partnership ☐ Limited Partnership  
☐ Corporation-State  
☒ Other Bank

Citizenship (see guidelines) \_\_\_\_\_

Execution Date(s) May 26, 2004

Additional names of conveying parties attached? ☐ Yes ☐ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☒ Other Release and Discharge

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? ☐ Yes ☒ No

Name: Vicwest Corporation

Internal

Address: \_\_\_\_\_

Street Address: 1296 South Service Road West

City: Oakville

State: Manitoba

Country: Canada Zip: M5J 2S8

☐ Association Citizenship \_\_\_\_\_

☐ General Partnership Citizenship \_\_\_\_\_

☐ Limited Partnership Citizenship \_\_\_\_\_

☒ Corporation Citizenship \_\_\_\_\_

☐ Other \_\_\_\_\_ Citizenship \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☐ No  
(Designations must be a separate document from assignment)

08-06-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #64

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2, 418, 144

1,327,974

Additional sheet(s) attached? ☐ Yes ☒ No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

5. Name & address of party to whom correspondence concerning document should be mailed:

Name: Lorraine Pinsent

Internal Address: Bennett Jones LLP

4500 Bankers Hall East

Street Address: 855 - 2nd Street SW

City: Calgary

State: Alberta Zip: T2P 4K7

Phone Number: (403) 298-3157

Fax Number: (403) 265-7319

Email Address: pinsentl@bennettjones.ca

6. Total number of applications and registrations involved:

2

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 65.00

- ☐ Authorized to be charged by credit card  
☐ Authorized to be charged to deposit account  
☒ Enclosed

8. Payment Information:

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number \_\_\_\_\_  
Authorized User Name \_\_\_\_\_

9. Signature:

Signature

Date

Lorraine Pinsent

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: \_\_\_\_\_

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

08/23/2004 ECOOPER 0000065 2418144

01 FC:8521

TRADEMARK  
REEL: 003031 FRAME: 0523

## RELEASE AND DISCHARGE

**TO:** VICWEST CORPORATION (hereinafter referred to as the "Debtor")

### WHEREAS:

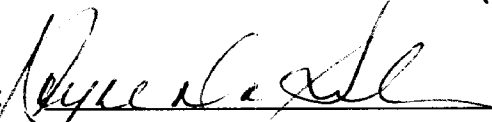
- (1) As security for monies loaned, the Debtor assigned to Canadian Imperial Bank Of Commerce ("CIBC") all of those trademarks described in Schedule "A" to this Release and Discharge (the "Trademarks") and granted CIBC a security interest in said Trademarks.
- (2) The Debtor has repaid the monies loaned and has satisfied all outstanding debt to CIBC.
- (3) CIBC will be assigning the Trademarks back to the Debtor.


The undersigned, in consideration of good and valuable consideration paid and given by the Debtor, receipt and sufficiency of which is hereby acknowledged, hereby:

- a. forever releases and discharges all liens, mortgages charges, security interests or other encumbrances of any kind granted or held by the undersigned on or in the Trademarks (all of which are hereinafter referred to collectively as the "Encumbrances"); and
- b. authorizes the Debtor or any agent of the Debtor to prepare, execute and file on behalf of the undersigned all financing statements, financing change statements, discharge statements or similar documents or instruments necessary to discharge all registrations or notices filed or registered in respect of the Encumbrances wherever registered or filed.

DATED this 26 day of May, 2004.

### CANADIAN IMPERIAL BANK OF COMMERCE

Per:  **JOYCE DaSILVA**  
Asst. General Manager

Per:  **KAREN HALL**  
Asst. General Manager

## **SCHEDULE "A"**

### **Trademark**

### **Registration No.**

COLORITE

2,418,144

WESTEEL WIDE-CORR

1,327,974